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Ray R. Regan, Attorney for Applicant, Registration No.36,899

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

John Stuart Greeson

Sole Inventor:

John Stuart Greeson

For:

**Automated Carrier-Based Pest** 

Control System

Attorney Docket Number:

2166.014CIP

Express Mail Label Number:

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Examiner:

Elizabeth A. Shaw

Art Unit:

3644

## TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION OVER A PRIOR PATENT

JOHN STUART GREESON, whose mailing and street address are respectively 320 E. Cheyenne Road, Dexter, New Mexico 88230 ("Owner") is the owner of 100% (one hundred per cent) of the right, title and interest in the subject application ("Application"), and hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the Application which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§154 to 156 and §173, as presently shortened by any terminal disclaimer, of prior U.S. Patent, Patent No. 6,651,589 B2 issued on November 25, 2003 to John S. Greeson ("Prior Patent").

Owner agrees that any patent so granted on the Application shall be enforceable only for and during such period that it and the prior patent are commonly owned.

This agreement runs with any patent granted on the Application, and is binding on the grantee and any successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§154 to 156 and §173 of the Prior Patent, as presently shortened by any terminal disclaimer, in the event that it later (i) expires for failure to pay a maintenance fee, (ii) is held unenforceable, (iii) is found invalid by a court of competent jurisdiction, (iv) is statutorily disclaimed in whole or terminally disclaimed under 37 CFR §1.321, (v) has all claims cancelled by a re-examination certificate, (vi) is reissued, or (vii) is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

The government fee for filing this Terminal Disclaimer under 37 CRF §1.20(d), in the amount of \$55.00, is included. The Commissioner is authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 501565 for the Law Office of Ray R. Regan, P. A.

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Respectfully submitted,

LAW OFFICE OF RAY REGAN, P.A.

Ray R. Regan, Esq.

Registration No. 36,899

P.O. Box 1442

Corrales, New Mexico 87048

Telephone (505) 897-7200

Facsimile (505) 897-7201

E-mail rayre

rayregan@rayregan.com